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**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK**

SECURITIES INVESTOR PROTECTION
CORPORATION,

Plaintiff-Applicant,

v.

BERNARD L. MADOFF INVESTMENT
SECURITIES LLC,

Defendant.

Adv. Pro. No. 08-1789 (BRL)

SIPA LIQUIDATION

(Substantively Consolidated)

In re:

BERNARD L. MADOFF,

Debtor.

IRVING H. PICARD, Trustee for the Liquidation
of Bernard L. Madoff Investment Securities LLC

Plaintiff,

v.

DAVID GROSS and IRMA GROSS, individually
and as Joint Tenants,

Defendants.

Adv. Pro. No. 10-04667 (BRL)

**JOINDER IN MOTION FOR
MANDATORY WITHDRAWAL OF REFERENCE**

David Gross and Irma Gross, individually, and as joint tenants (the
“Defendants”) hereby join in the Motion for Mandatory Withdrawal of Reference, and

all papers submitted therewith, filed on October 28, 2011, by Defendant, David Abel, in *Picard v. Abel*, Adv. Pro. No. 10-04381 (Bankr. S.D.N.Y.) [Doc. Nos. 14-16]; *Picard v. Abel*, Case No. 11-07766 (S.D.N.Y.).

The Trustee's complaint against Defendants (attached hereto as **Exhibit 1**) contains the following claims, which are nearly identical to the Trustee's claims against David Abel:

COUNT	CLAIM
1	2-year Fraudulent Transfer - 11 U.S.C. § 548(a)(1)(A)
2	2-year Fraudulent Transfer - 11 U.S.C. § 548(a)(1)(B)
3-7	6-year Fraudulent Transfer – NY Debt. & Cred. Law §§ 276, 278 and/or 279

To avoid duplicative motion practice and briefing, Defendants join in David Abel's Motion for Mandatory Withdrawal of Reference and all accompanying papers on the same grounds described therein.

Based on the foregoing, Defendants respectfully request that the District Court enter an order granting mandatory withdrawal of the reference, pursuant to 28 U.S.C. Section 157(d), of the above-captioned adversary proceeding.

November 4, 2011

BECKER & POLIAKOFF LLP

By: /s/ **Helen Davis Chaitman**
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CERTIFICATE OF SERVICE

I, Lourdes Blanco, hereby certify that I caused a true and correct copy of the foregoing document(s) to be served upon the parties in this action who receive electronic service through CM/ECF. I certify under penalty of perjury that the foregoing is true and correct.

Dated: November 4, 2011

/s/ Lourdes Blanco